



ifw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Olav Borgmeier

Appln. No.: 10/775,414

Filed: 2/10/04

For: Magnetically Controlled Pneumatic Spring

Attorney Docket No: 11138-010

Examiner: Unknown

Art Unit: Unknown

MS AMENDMENTS  
Commissioner for Patents  
U.S. Patent and Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- X Information Disclosure Statement
- X Form PTO-1449
- X Four Reference Copies
- X Return Receipt Postcard

Fee calculation and payment:

- ☐ No additional fee is required.
- ☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_\_).
- ☐ An additional filing fee has been calculated as shown below:

				Small Entity		or	Other Than Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee
Total		Minus			x \$9=		x \$18=	
Indep.		Minus			x 43=		x \$86=	
First Presentation of Multiple Dep. Claim					+\$145=		+ \$290=	
					Total	\$	Total	\$

Fee calculation and payment:

A check in the amount of \$\_\_\_\_\_ to cover the above-identified fee(s) is enclosed.

- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925. A copy of this Transmittal is enclosed for this purpose.

Respectfully submitted,

  
Steven L. Oberholtzer, Esq. (Reg. No. 30,670)  
Attorney/Agent for Applicant

July 2, 2004  
Date

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: MS Amendments, Commissioner for Patents, U.S. Patent and Trademark Office, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: July 2, 2004

Name: M. Collins

Signature:



BRINKS  
HOFFER  
GILSON  
& LIONE

BRINKS HOFFER GILSON & LIONE  
P.O. Box 10395  
Chicago, IL 60610

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Olav Borgmeier

Serial No.: 10/775,414

Filed: 2/10/04

For: Magnetically Controlled Pneumatic  
Spring

Examiner: Unknown

Group Art Unit: Unknown

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT****MS AMENDMENTS**

Commissioner for Patents

U.S. Patent and Trademark Office

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, and more particularly in accordance with 37 C.F.R. §1.97(b), Applicant cites the following references (each listed for the Examiner's convenience on the enclosed Form PTO-1449):

No.	Date of Publication	Patentee/Applicant/Assignee
3,134,404	5/26/64	J.J. Ziccardi
6,144,907	11/7/00	Shibuya et al.
6,282,730	9/4/01	S. Duncan
6,367,773	4/9/02	Y. Ito

A copy of each listed reference for which a copy is required under 37 C.F.R. §1.97(a)(2) is also enclosed. Applicant respectfully solicits the Examiner's consideration of the listed references and entry thereof into the record of this application.

By submitting this Statement, Applicant is attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute a representation that a search has been made, or as an admission that any of the enclosed references, or other information

**BRINKS  
HOFER  
GILSON  
& LIONE**BRINKS HOFER GILSON & LIONE  
P.O. Box 10395  
Chicago, IL 60610

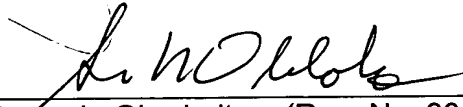
referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicant has calculated no fee to be due in connection with the filing of this Statement. However, the Commissioner is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

July 21, 2004

Date:



Steven L. Oberholtzer (Reg. No. 30,670)

☒ Attorney/Agent Of Record

☐ 37 C.F.R. 1.34(a)

Enclosures: Form PTO-1449 (one sheet)  
Copies of listed references

referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicant has calculated no fee to be due in connection with the filing of this Statement. However, the Commissioner is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

July 2, 2004

Date:



Steven L. Oberholtzer (Reg. No. 30,670)

☒ Attorney/Agent Of Record

☐ 37 C.F.R. 1.34(a)

Enclosures: Form PTO-1449 (one sheet)  
Copies of listed references

FORM PTO-1449	JUL 06 2004	SERIAL NO.	10/775,414	CASE NO.	11138-010
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT		FILING DATE	2/10/04	GROUP ART UNIT Unknown	
(use several sheets if necessary)		APPLICANT(S): Olav Borgmeier			

# REFERENCE DESIGNATION

# U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A1	3,134,404	5/26/64	J.J. Ziccardi		
	A2	6,144,907	11/7/00	Shibuya et al.		
	A3	6,282,730	9/4/01	S. Duncan		
	A4	6,367,773	4/9/02	Y. Ito		
	A5					

# FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES NO
	A6					
	A7					
	A8					
	A9					
	A10					
	A11					
	A12					
	A13					
	A14					

EXAMINER INITIAL	OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)	
	A11	
	A12	
	A13	
	A14	
	A15	
	A16	

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.